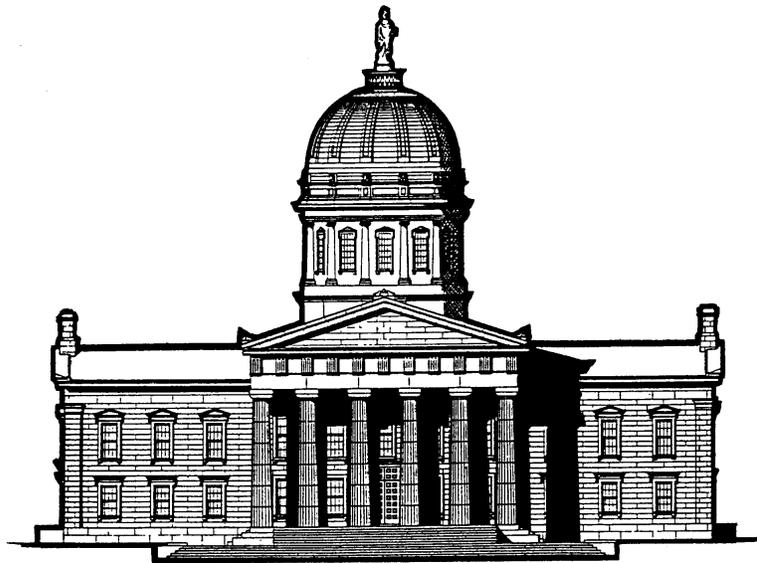


**Senate
Roll Call Votes
2012 Session
of the
Vermont General Assembly**



**Prepared by the Office of the Secretary
of the
Vermont State Senate**

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2012 LEGISLATIVE SESSION

S. 20 An act relating to financing campaigns for elected office

Question *Shall the bill be committed to the Committee on Judiciary?*

Date: May 1, 2012 **Daily Journal Page no.** 1476

Results: Yeas 19, Nays 9

Those Senators who voted in the affirmative were: Ayer, Benning, Brock, *Campbell, Carris, Cummings, Flory, Giard, Hartwell, Kitchel, Kittell, Lyons, Mazza, McCormack, Miller, Nitka, Sears, Westman, White.

Those Senators who voted in the negative were: Ashe, Baruth, Doyle, Fox, Galbraith, Illuzzi, MacDonald, Pollina, Starr.

Those Senators absent and not voting were: Mullin, Snelling.

** Explained vote.*

S. 28 An act relating to the permit process for protecting the environment

Question *Shall the bill be read the third time?*

Date: April 11, 2012 **Daily Journal Page no.** 574

Results: Yeas 20, Nays 9

Those Senators who voted in the affirmative were: Ashe, Ayer, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Giard, Kitchel, Kittell, Lyons, Mazza, Miller, Mullin, Sears, Snelling, Starr, Westman.

Those Senators who voted in the negative were: Baruth, Galbraith, Hartwell, Illuzzi, MacDonald, McCormack, Nitka, Pollina, White.

The Senator absent and not voting was: Fox.

S. 77 An act relating to water testing of private wells

Question *Shall the bill pass, notwithstanding the failure of the Governor to approve the bill?*

Date: January 3, 2012 **Daily Journal Page no.** 35

Results: Yeas 1, Nays 28

Those Senators who voted in the affirmative were: Baruth.

Those Senators who voted in the negative were: Ashe, Ayer, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Fox, Galbraith, Giard, Hartwell, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

The Senator absent and not voting was: Illuzzi.

S. 95 An act relating to employment decisions based on credit information, allowing school employees to be paid wages over the course of a year, and union organizing

Question *Shall the Senate concur in the House proposal of amendment?*

Date: May 5, 2012 **Daily Journal Page no.** 2278

Results: Yeas 17, Nays 9

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Campbell, Carris, Fox, Galbraith, Illuzzi, Kitchel, Lyons, MacDonald, *McCormack, Mullin, Nitka, Sears, Starr, White.

Those Senators who voted in the negative were: Benning, Brock, Cummings, Doyle, Flory, Mazza, Miller, Pollina, Westman.

Those Senators absent and not voting were: Giard, Hartwell, Kittell, Snelling.

** Explained vote.*

Question *Upon reconsideration, Shall the Senate concur in the House proposal of amendment?*

Date: May 5, 2012 **Daily Journal Page no.** 2279

Results: Yeas 20, Nays 6

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Campbell, Carris, Cummings, Doyle, Fox, Galbraith, Illuzzi, Kitchel, Lyons, MacDonald, McCormack, Mullin, Nitka, Pollina, Sears, Starr, White.

Those Senators who voted in the negative were: Benning, Brock, Flory, Mazza, Miller, Westman.

Those Senators absent and not voting were: Giard, Hartwell, Kittell, Snelling.

S. 106 An act relating to miscellaneous changes to municipal government law, to internal financial controls, to the management of search and rescue operations, and to emergency medical services

Question *Shall the Senate concur in the House proposal of amendment to the Senate proposal of amendment to the House proposal of amendment?*

Date: May 5, 2012 **Daily Journal Page no.** 2222

Results: Yeas 27, Nays 0

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Fox, Galbraith, Hartwell, Illuzzi, Kitchel, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Sears, Starr, Westman, White.

Those Senators who voted in the negative were: None.

Those Senators absent and not voting were: Giard, Kittell, Snelling.

S. 115 An act relating to ineffective assistance claims against assigned counsel

Question *Shall the bill pass?*

Date: March 27, 2012 **Daily Journal Page no.** 484

Results: Yeas 20, Nays 6

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Carris, Cummings, Doyle, Flory, Kittell, Lyons, Mazza, McCormack, Miller, Mullin, Pollina, Sears, Snelling, Westman, White.

Those Senators who voted in the negative were: Galbraith, Giard, Hartwell, Illuzzi, MacDonald, Starr.

Those Senators absent or not voting were: Campbell (presiding), Fox, Kitchel, Nitka.

S. 138 An act relating to calculation of criminal sentences and record keeping for search warrants

Question *Shall the bill be ordered to lie?*

Date: March 23, 2012 **Daily Journal Page no.** 477

Results: Yeas 14, Nays 13

Those Senators who voted in the affirmative were: Ashe, Ayer, Brock, Cummings, Doyle, Flory, Fox, Giard, Kitchel, Mazza, Mullin, Snelling, Starr.

Those Senators who voted in the negative were: Baruth, Benning, Carris, Galbraith, Hartwell, Kittell, Lyons, MacDonald, McCormack, Pollina, Sears, Westman, White.

Those Senators absent or not voting were: Campbell (presiding), Illuzzi, Miller, Nitka.

Senator Campbell presiding, voted Yea, to break the tie

S. 199 An act relating to immunization exemptions and the immunization pilot program

Question *Shall the bill be read the third time?*

Date: March 1, 2012 **Daily Journal Page no.** 300

Results: Yeas 25, Nays 4

Those Senators who voted in the affirmative were: Ayer, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Galbraith, Giard, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: *Ashe, Baruth, Hartwell, Pollina.

The Senator absent or not voting was: Fox.

* *Explained vote.*

Question *Shall the Senate accept and adopt the report of the Committee of Conference?*

Date: May 5, 2012 **Daily Journal Page no.** 2226

Results: Yeas 20, Nays 5

Those Senators who voted in the affirmative were: Ayer, Brock, Carris, Cummings, Flory, Fox, Galbraith, Illuzzi, Kitchel, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Sears, Starr, Westman, White.

Those Senators who voted in the negative were: Ashe, Baruth, Benning, Doyle, Pollina.

Those Senators absent or not voting were: Campbell, Giard, Hartwell, Kittell, Snelling.

S. 214 An act relating to the Vermont energy act of 2012

Question *Shall the proposal of amendment of Senator Lyons be amended as moved by Senator Benning in the 1st instance*

Date: May 2, 2012 **Daily Journal Page no.** 1917

Results: Yeas 9, Nays 16

Those Senators who voted in the affirmative were: Benning, Brock, Doyle, Flory, Illuzzi, McCormack, Nitka, Pollina, Starr.

Those Senators who voted in the negative were: Ashe, Ayer, Baruth, Campbell, Carris, Cummings, Giard, Hartwell, Kittell, Lyons, MacDonald, Mazza, Miller, Snelling, Westman, White.

Those Senators absent or not voting were: Fox, Galbraith, Kitchel, Mullin, Sears.

Question *Shall the Senate concur in the House proposal of amendment with further proposal of amendment as moved by Senator Lyons, as amended?*

Date: May 2, 2012 **Daily Journal Page no.** 1919

Results: Yeas 21, Nays 4

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Campbell, Carris, Cummings, Doyle, Giard, Hartwell, Illuzzi, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Nitka, Pollina, Snelling, Westman, White.

Those Senators who voted in the negative were: *Benning, Brock, Flory, Starr.

Those Senators absent or not voting were: Fox, Galbraith, Kitchel, Mullin, Sears.

* *Explained vote.*

S. 230 An act relating to property and casualty insurers and electronic notices

Question *Shall the bill be amended as moved by Senator Galbraith?*

Date: March 14, 2012 **Daily Journal Page no.** 326

Results: Yeas 13, Nays 16

Those Senators who voted in the affirmative were: Ayer, Baruth, Benning, Campbell, Galbraith, Giard, Illuzzi, Kitchel, Kittell, Mazza, Nitka, Pollina, Starr.

Those Senators who voted in the negative were: Ashe, Brock, Carris, Cummings, Doyle, Flory, Fox, Hartwell, Lyons, MacDonald, McCormack, Mullin, Sears, Snelling, Westman, White.

The Senator absent or not voting was: Miller.

S. 238 An act relating to a study on access to driving privileges in Vermont

Question *Shall the bill be read the third time?*

Date: March 23, 2012 **Daily Journal Page no.** 473

Results: Yeas 26, Nays 0

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Carris, Cummings, Doyle, Flory, Fox, Galbraith, Giard, Hartwell, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Mullin, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: None.

Those Senators absent or not voting were: Campbell (presiding), Illuzzi, Miller, Nitka.

Question *Shall the bill pass?*

Date: March 27, 2012 **Daily Journal Page no.** 492

Results: Yeas 26, Nays 0

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, *Brock, Carris, Cummings, Doyle, Flory, Galbraith, Giard, Hartwell, Illuzzi, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: None.

Those Senators absent or not voting were: Campbell (presiding), Fox, Kitchel, Nitka.

* *Explained vote.*

S. 239 An act relating to ensuring the humane treatment and slaughter of animals

Question *Shall the bill be read the third time?*

Date: March 15, 2012 **Daily Journal Page no.** 339

Results: Yeas 30, Nays 0

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Fox, Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: None.

J.R.S. 11 Joint resolution urging the United States Congress to propose amendments to the United States Constitution for the states' consideration relating to contributions and expenditures intended to affect elections and relating to the rights of corporations

Question *Shall the resolution be read the third time?*

Date: April 11, 2012 **Daily Journal Page no.** 577

Results: Yeas 26, Nays 3

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Campbell, Carris, Cummings, Doyle, Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, *McCormack, Miller, Mullin, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: *Benning, *Brock, Flory.

The Senator absent or not voting was: Fox.

* *Explained vote.*

H. 157 An act relating to restrictions on tanning beds

Question *Shall the rules be suspended to allow consideration of the non-germane proposal of amendment of the Committee on Health and Welfare?*

Date: April 12, 2012 **Daily Journal Page no.** 599

Results: Yeas 11, Nays 18 [3/4th majority required to suspend rules, not attained]

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Galbraith, Kittell, Lyons, MacDonald, McCormack, Miller, Snelling, White.

Those Senators who voted in the negative were: Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Giard, Hartwell, Illuzzi, Kitchel, Mazza, Mullin, Nitka, Pollina, Sears, Starr, Westman.

The Senator absent or not voting was: Fox.

H. 258 An act relating to public participation in environmental enforcement proceedings

Question *Shall the bill be read the third time?*

Date: January 31, 2012 **Daily Journal Page no.** 84

Results: Yeas 27, Nays 2

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Campbell, Carris, Cummings, Doyle, Fox, Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Snelling, Westman, White.

Those Senators who voted in the negative were: Sears, Starr.

The Senator absent or not voting was: Flory.

H. 440 An act relating to creating an agency and secretary of education and clarifying the purpose of the state board

Question *Shall the Senate propose to the House to amend the bill as recommended by the Committee on Education?*

Date: April 18, 2012 **Daily Journal Page no.** 734

Results: Yeas 18, Nays 10

Those Senators who voted in the affirmative were: Ashe, Benning, Brock, Campbell, Carris, Doyle, Flory, Giard, Hartwell, Kitchel, Kittell, Lyons, Mazza, Miller, Mullin, Sears, Snelling, Starr.

Those Senators who voted in the negative were: Ayer, Baruth, Cummings, Galbraith, MacDonald, McCormack, Nitka, Pollina, Westman, White.

Those Senators absent or not voting were: Fox, Illuzzi.

H. 461 An act relating to the reimbursement of statewide education property taxes that were abated due to flood damage

Question *Shall the bill be read the third time?*

Date: January 17, 2012 **Daily Journal Page no.** 53

Results: Yeas 23, Nays 0

Those Senators who voted in the affirmative were: Ayer, Benning, Brock, Campbell, Carris, Cummings, Flory, Fox, Giard, Hartwell, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Sears, Starr, White.

Those Senators who voted in the negative were: None.

Those Senators absent or not voting were: Ashe, Baruth, Doyle, Galbraith, Illuzzi, Snelling, Westman.

H. 464 An act relating to hydraulic fracturing wells for natural gas and oil production

Question *Shall the Senate propose to the House to amend the bill as recommended by the Committee on Natural Resource and Energy?*

Date: April 18, 2012 **Daily Journal Page no.** 739

Results: Yeas 27, Nays 1

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Galbraith, Giard, Hartwell, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

The Senator who voted in the negative was: Mullin.

Those Senators absent or not voting were: Fox, Illuzzi.

H. 485 An act relating to establishing universal recycling of solid waste

Question *Shall the proposal of amendment of the Committee on Natural Resources and Energy be amended as moved by Senator McCormack in the 1st, 3rd and 5th instances?*

Date: April 20, 2012 **Daily Journal Page no.** 843

Results: Yeas 22, Nays 7

Those Senators who voted in the affirmative were: Ashe, Ayer, Brock, Campbell, Carris, Cummings, Flory, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, Mazza, McCormack, Miller, Mullin, Nitka, Sears, Snelling, Starr, Westman.

Those Senators who voted in the negative were: Baruth, Benning, Doyle, Galbraith, MacDonald, Pollina, White.

The Senator absent or not voting was: Fox.

Question *Shall the proposal of amendment of the Committee on Natural Resources and Energy be further amended as moved by Senators Pollina and Ashe in the 1st instance?*

Date: April 26, 2012 **Daily Journal Page no.** 1138

Results: Yeas 12, Nays 18

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Campbell, Doyle, Fox, Galbraith, Giard, Kittell, Lyons, MacDonald, Pollina.

Those Senators who voted in the negative were: Benning, Brock, Carris, Cummings, Flory, Hartwell, Illuzzi, Kitchel, Mazza, McCormack, Miller, Mullin, Nitka, Sears, Snelling, Starr, Westman, White.

Question *Shall the bill pass in concurrence with proposal of amendment?*

Date: April 26, 2012 **Daily Journal Page no.** 1140

Results: Yeas 29, Nays 0

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Fox, Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, *Sears, Snelling, Westman, White.

Those Senators who voted in the negative were: None.

The Senator absent or not voting was: Starr.

* *Explained vote.*

H. 496 An act relating to preserving Vermont's working landscape

Question *Shall the bill be read the third time?*

Date: April 20, 2012 **Daily Journal Page no.** 839

Results: Yeas 28, Nays 0

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Carris, Cummings, Doyle, Flory, Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: None.

Those Senators absent or not voting were: Campbell, Fox.

H. 558 An act relating to fiscal year 2012 budget adjustment

Question *Shall the proposal of amendment of the Committee on Appropriations be amended as moved by Senators Brock and Flory?*

Date: February 8, 2012 **Daily Journal Page no.** 151

Results: Yeas 9, Nays 21

Those Senators who voted in the affirmative were: Benning, Brock, Doyle, Flory, Galbraith, Hartwell, Mullin, Nitka, Westman.

Those Senators who voted in the negative were: Ashe, Ayer, Baruth, Campbell, Carris, Cummings, Fox, Giard, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Pollina, Sears, Snelling, Starr, White.

Question *Shall the Senate propose to the House to amend the bill as recommended by the Committee on Appropriations?*

Date: February 8, 2012 **Daily Journal Page no.** 151

Results: Yeas 27, Nays 3

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Campbell, Carris, Cummings, Doyle, Fox, Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: Benning, Brock, Flory.

H. 559 An act relating to health care reform implementation

Question *Shall the Senate proposal of amendment be amended as moved by Senators Illuzzi and Miller?*

Date: April 24, 2012 **Daily Journal Page no.** 987

Results: Yeas 12, Nays 15

Those Senators who voted in the affirmative were: Benning, Brock, Doyle, Flory, Hartwell, Illuzzi, Mazza, Miller, Mullin, Sears, Snelling, Westman.

Those Senators who voted in the negative were: Ashe, Ayer, Baruth, Carris, Cummings, Fox, Galbraith, Giard, Kittell, Lyons, MacDonald, McCormack, Nitka, Pollina, White.

Those Senators absent or not voting were: Campbell, Kitchel, Starr.

Question *Shall the bill pass in concurrence with proposal of amendment?*

Date: April 24, 2012 **Daily Journal Page no.** 989

Results: Yeas 20, Nays 7

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Carris, Cummings, Fox, Galbraith, Giard, Illuzzi, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Sears, White.

Those Senators who voted in the negative were: Benning, Brock, Doyle, Flory, Hartwell, *Snelling, Westman.

Those Senators absent or not voting were: Campbell, Kitchel, Starr.

* *Explained vote.*

H. 629 An act relating to reapportioning the initial districts of the House of Representatives

Question *Shall the bill be read the third time?*

Date: February 21, 2012 **Daily Journal Page no.** 194

Results: Yeas 21, Nays 6

Those Senators who voted in the affirmative were: Ayer, Benning, Brock, Carris, Cummings, Doyle, Flory, Fox, Giard, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Starr, White.

Those Senators who voted in the negative were: Ashe, Baruth, Galbraith, Hartwell, Sears, Westman.

Those Senators absent or not voting were: Campbell (presiding), Illuzzi, Snelling.

H. 630 An act relating to reforming Vermont's mental health system

Question *Shall the bill be read the third time?*

Date: February 23, 2012 **Daily Journal Page no.** 231

Results: Yeas 22, Nays 4

Those Senators who voted in the affirmative were: Ayer, Carris, Cummings, *Fox, Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald,

Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: Ashe, Benning, Doyle, Flory.

Those Senators absent or not voting were: Baruth, Brock, Campbell (presiding), Sears.

* *Explained vote.*

Question *Shall the Senate proposal of amendment be amended as moved by Senators Baruth and Ashe?*

Date: February 29, 2012 **Daily Journal Page no.** 289

Results: Yeas 10, Nays 19

Those Senators who voted in the affirmative were: Ashe, Baruth, Benning, Brock, Cummings, Doyle, Flory, McCormack, Pollina, Westman.

Those Senators who voted in the negative were: Ayer, Campbell, Carris, Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, Miller, Mullin, Nitka, Sears, Snelling, Starr, White.

The Senator absent or not voting was: Fox.

Question *Shall the Senate proposal of amendment be amended as moved by Senator Benning?*

Date: February 29, 2012 **Daily Journal Page no.** 290

Results: Yeas 10, Nays 19

Those Senators who voted in the affirmative were: Ashe, Baruth, Benning, Brock, Doyle, Flory, Illuzzi, McCormack, Pollina, Westman.

Those Senators who voted in the negative were: Ayer, Campbell, Carris, Cummings, Galbraith, Giard, Hartwell, Kitchel, Kittell, Lyons, MacDonald, Mazza, Miller, Mullin, Nitka, Sears, Snelling, Starr, White.

The Senator absent or not voting was: Fox.

Question *Shall the Senate proposal of amendment be amended as moved by Senator Illuzzi in the 1st instance?*

Date: February 29, 2012 **Daily Journal Page no.** 292

Results: Yeas 10, Nays 18

Those Senators who voted in the affirmative were: Ashe, Baruth, Benning, Brock, Doyle, Illuzzi, McCormack, Nitka, Pollina, Westman.

Those Senators who voted in the negative were: Ayer, Campbell, Carris, Cummings, Flory, Galbraith, Giard, Hartwell, Kitchel, Kittell, Lyons, MacDonald, Mazza, Mullin, Sears, Snelling, Starr, White.

Those Senators absent or not voting were: Fox, Miller.

Question *Shall the bill pass in concurrence with proposal of amendment?*

Date: February 29, 2012 **Daily Journal Page no.** 294

Results: Yeas 28, Nays 0

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Mullin, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: None.

Those Senators absent or not voting were: Fox, Miller.

Question *Shall the Senate accept and adopt the report of the Committee of Conference?*

Date: March 22, 2012 **Daily Journal Page no.** 452

Results: Yeas 25, Nays 0

Those Senators who voted in the affirmative were: Ashe, Ayer, Benning, Brock, Carris, Cummings, Doyle, Flory, Fox, Galbraith, Giard, Hartwell, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Mullin, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: None.

Those Senators absent or not voting were: Baruth, Campbell (presiding), Illuzzi, Miller, Nitka.

H. 745 An act relating to the Vermont prescription monitoring system

Question *Shall the 1st, 2nd, 3rd and 4th proposals of amendment of the Committee on Health and Welfare be amended as moved by Senator Sears, et al.?*

Date: April 25, 2012 **Daily Journal Page no.** 1021

Results: Yeas 18, Nays 11

Those Senators who voted in the affirmative were: Ayer, Brock, Campbell, Carris, Cummings, Doyle, Flory, Hartwell, Illuzzi, Mazza, Miller, Mullin, Nitka, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: Ashe, Baruth, Benning, Fox, Galbraith, Giard, Kittell, Lyons, MacDonald, McCormack, Pollina.

The Senator absent or not voting was: Kitchel.

Question *Shall the bill be read the third time?*

Date: April 25, 2012 **Daily Journal Page no.** 1022

Results: Yeas 22, Nays 8

Those Senators who voted in the affirmative were: Ayer, Brock, Campbell, Carris, Cummings, Doyle, Flory, Fox, Giard, Hartwell, Illuzzi, Kitchel, Lyons, Mazza, Miller, Mullin, Nitka, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: Ashe, Baruth, Benning, Galbraith, Kittell, MacDonald, McCormack, Pollina.

H. 753 An act relating to encouraging school districts and supervisory unions to provide services cooperatively or to consolidate governance structures

Question *Shall the rules be suspend so that the Senate may consider the non-germane amendment of Senator McCormack?*

Date: May 2, 2012 **Daily Journal Page no.** 1713

Results: Yeas 13, Nays 13

Those Senators who voted in the affirmative were: Ayer, Baruth, Doyle, Fox, Galbraith, Giard, Kittell, MacDonald, McCormack, Pollina, Starr, Westman, White.

Those Senators who voted in the negative were: Benning, Brock, Campbell, Carris, Flory, Hartwell, Lyons, Mazza, Miller, Mullin, Nitka, Sears, Snelling.

Those Senators absent or not voting were: Ashe, Cummings, Illuzzi, Kitchel.

Question *Shall the Senate proposal of amendment be amended in Sec. 26a, as moved by Senators Ashe and Illuzzi in the 1st instance?*

Date: May 2, 2012 **Daily Journal Page no.** 1713

Results: Yeas 21, Nays 7

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Campbell, Carris, Cummings, Doyle, Fox, Galbraith, Giard, Hartwell, Illuzzi, Kittell, Lyons, MacDonald, McCormack, Mullin, Nitka, Pollina, Starr, White.

Those Senators who voted in the negative were: Benning, Brock, Flory, Mazza, Miller, Snelling, Westman.

Those Senators absent or not voting were: Kitchel, Sears.

Question *Shall the Senate proposal of amendment be amended in Sec. 26b, as moved by Senators Ashe and Illuzzi?*

Date: May 2, 2012 **Daily Journal Page no.** 1714

Results: Yeas 20, Nays 8

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Campbell, Carris, Cummings, Doyle, Fox, Galbraith, Giard, Hartwell, Illuzzi, Kittell, Lyons, MacDonald, McCormack, Mullin, Pollina, Sears, Starr.

Those Senators who voted in the negative were: Benning, Brock, Flory, Mazza, Miller, Nitka, Westman, White.

Those Senators absent or not voting were: Kitchel, Snelling.

H. 766 An act relating to the rehabilitation of Vermont National Guard members and certain rights and responsibilities of guard members and their employers

Question *Shall the Senate proposal of amendment be amended as moved by Senator MacDonald?*

Date: May 4, 2012 **Daily Journal Page no.** 2015

Results: Yeas 16, Nays 12

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Cummings, Doyle, Fox, Giard, Hartwell, Kittell, Lyons, MacDonald, McCormack, Pollina, Sears, Westman.

Those Senators who voted in the negative were: Brock, Campbell, Carris, Flory, Galbraith, Illuzzi, Kitchel, Mazza, Mullin, Nitka, Starr, White.

Those Senators absent or not voting were: Miller, Snelling.

H. 770 An act relating to the state's transportation program

Question *Shall the bill pass?*

Date: April 18, 2012 **Daily Journal Page no.** 724

Results: Yeas 27, Nays 0

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Galbraith, Giard, Hartwell, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Mullin, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: None.

Those Senators absent or not voting were: Fox, Illuzzi, Miller.

H. 774 An act relating to meat inspection, delivery of liquid fuels, dairy operations, and animal foot baths

Question *Shall the bill be read the third time?*

Date: May 3, 2012 **Daily Journal Page no.** 2009

Results: Yeas 29, Nays 0

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Fox, Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Mullin, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: None.

The Senator absent or not voting was: Miller.

H. 781 An act relating to making appropriations for the support of government

Question *Shall the amendment of Senator Galbraith, et al., as substituted, be further substituted as moved by Senator Galbraith and others?*

Date: April 26, 2012 **Daily Journal Page no.** 1177

Results: Yeas 27, Nays 3

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Fox, Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, McCormack, Mullin, Nitka, Pollina, Sears, Starr, Westman, White.

Those Senators who voted in the negative were: Mazza, Miller, Snelling.

Question *Shall the Senate substitute the amendment of Senator Snelling for the amendment of Senator McCormack to the proposal of amendment of the Committee on Appropriations?*

Date: April 26, 2012 **Daily Journal Page no.** 1183

Results: Yeas 16*, Nays 15

Those Senators who voted in the affirmative were: Ayer, Benning, Brock, Campbell, Carris, Flory, Hartwell, Illuzzi, Kitchel, Mazza, Miller, Mullin, Nitka, Sears, Snelling.

Those Senators who voted in the negative were: Ashe, Baruth, Cummings, Doyle, Fox, Galbraith, Giard, Kittell, Lyons, MacDonald, McCormack, Pollina, Starr, Westman, White.

*** Lt. Governor Scott, presiding, cast the tie - breaking vote, voting in the affirmative.**

Question *Shall the Senate propose to the House to amend the bill as moved by Senator McCormack, as substituted by Senator Snelling?*

Date: April 26, 2012 **Daily Journal Page no.** 1183

Results: Yeas 21, Nays 9

Those Senators who voted in the affirmative were: Ayer, Benning, Brock, Campbell, Carris, Doyle, Flory, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, Mazza, McCormack, Miller, Mullin, Nitka, Sears, Snelling, Westman, White.

Those Senators who voted in the negative were: Ashe, Baruth, Cummings, Fox, Galbraith, Giard, MacDonald, Pollina, Starr.

Question *Shall the Senate propose to the House to amend the bill as moved by Senator Kittell?*

Date: April 26, 2012 **Daily Journal Page no.** 1184

Results: Yeas 16, Nays 13

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Cummings, Doyle, Fox, Galbraith, Giard, Kittell, Lyons, MacDonald, McCormack, Pollina, Starr, Westman, White.

Those Senators who voted in the negative were: Benning, Brock, Campbell, Carris, Flory, Hartwell, Illuzzi, Kitchel, Mazza, Miller, Mullin, Nitka, Snelling.

The Senator absent or not voting was: Sears.

Question *Shall the Senate proposed to the House to amend the bill as moved by Senators Illuzzi and Galbraith?*

Date: April 26, 2012 **Daily Journal Page no.** 1187

Results: Yeas 8, Nays 20

Those Senators who voted in the affirmative were: Ashe, Baruth, Galbraith, Giard, Illuzzi, McCormack, Pollina, Starr.

Those Senators who voted in the negative were: Ayer, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Hartwell, Kitchel, Kittell, Lyons, MacDonald, Mazza, Miller, Mullin, Nitka, Snelling, Westman, White.

Those Senators absent or not voting were: Fox, Sears.

Question *Shall the Senate propose to the House to amend the bill as moved by Senator Benning?*

Date: April 26, 2012 **Daily Journal Page no.** 1189

Results: Yeas 11, Nays 18

Those Senators who voted in the affirmative were: Benning, Brock, Campbell, Carris, Galbraith, Hartwell, Illuzzi, Kitchel, McCormack, Nitka, Starr.

Those Senators who voted in the negative were: Ashe, Ayer, Baruth, Cummings, Doyle, Flory, Giard, Kittell, Lyons, MacDonald, Mazza, Miller, Mullin, Pollina, Sears, Snelling, Westman, White.

The Senator absent or not voting was: Fox.

Question *Shall the bill be read the third time?*

Date: April 26, 2012 **Daily Journal Page no.** 1189

Results: Yeas 26, Nays 3

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Campbell, Carris, Cummings, Doyle, Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: Benning, Brock, Flory.

The Senator absent or not voting was: Fox.

Question *Shall the Senate accept and adopt the report of the Committee of Conference?*

Date: May 4, 2012 **Daily Journal Page no.** 2159

Results: Yeas 25, Nays 3

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Campbell, Carris, Cummings, Doyle, Flory, Fox, *Galbraith, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Mullin, Nitka, Sears, Starr, Westman, White.

Those Senators who voted in the negative were: Benning, *Brock, *Pollina.

Those Senators absent or not voting were: Miller, Snelling.

* *Explained vote.*

H. 782 An act relating to miscellaneous tax changes for 2012

Question *Shall the proposal of amendment of the Committee on Finance be amended as moved by Senator Illuzzi?*

Date: April 27, 2012 **Daily Journal Page no.** 1227

Results: Yeas 21, Nays 8

Those Senators who voted in the affirmative were: Ayer, Baruth, Benning, Brock, Campbell, Carris, Doyle, Flory, Galbraith, Giard, Illuzzi, Kitchel, Kittell, Lyons, Mazza, Mullin, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: Ashe, Cummings, Fox, MacDonald, McCormack, Miller, Nitka, Pollina.

The Senator absent or not voting was: Hartwell.

Question *Shall the Senate substitute the amendment of Senator Galbraith for the amendment of Senator Illuzzi?*

Date: April 27, 2012 **Daily Journal Page no.** 1228

Results: Yeas 2, Nays 27

Those Senators who voted in the affirmative were: Galbraith, Sears.

Those Senators who voted in the negative were: Ashe, Ayer, Baruth, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Fox, Giard, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Snelling, Starr, Westman, White.

The Senator absent or not voting was: Hartwell.

Question *Shall the proposal of amendment of the Committee on Finance be amended as moved by Senator Illuzzi?*

Date: April 27, 2012 **Daily Journal Page no.** 1229

Results: Yeas 15, Nays 14

Those Senators who voted in the affirmative were: Benning, Brock, Doyle, Flory, Galbraith, Giard, Illuzzi, Kitchel, Kittell, Mazza, Miller, Mullin, Nitka, Snelling, Starr.

Those Senators who voted in the negative were: Ashe, Ayer, Baruth, Campbell, Carris, Cummings, Fox, Lyons, MacDonald, McCormack, Pollina, Sears, Westman, White.

The Senator absent or not voting was: Hartwell.

Question *Shall the Senate propose to the House to amend the bill as recommended by the Committee on Finance, as amended?*

Date: April 27, 2012 **Daily Journal Page no.** 1230

Results: Yeas 28, Nays 1

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Campbell, Carris, Cummings, Doyle, Fox, *Galbraith, Giard, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

The Senator who voted in the negative was: Flory.

The Senator absent or not voting was: Hartwell.

* *Explained vote.*

H. 785 An act relating to capital construction and state bonding budget adjustment

Question *Shall the bill pass in concurrence with proposal of amendment?*

Date: April 18, 2012 **Daily Journal Page no.** 726

Results: Yeas 28, Nays 0

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Brock, Campbell, Carris, Cummings, Doyle, Flory, Galbraith, Giard, Hartwell, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: None.

Those Senators absent or not voting were: Fox, Illuzzi.

H. 789 An act relating to reapportioning the final representative districts of the House of Representatives and the senatorial districts of the Senate

Question *Shall the Senate propose to the House to amend the bill as recommended by the Committee on Reapportionment, as amended?*

Date: April 19, 2012 **Daily Journal Page no.** 769

Results: Yeas 26, Nays 2

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Campbell, Carris, Cummings, Doyle, *Flory, Giard, Hartwell, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Miller, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: Brock, *Galbraith.

Those Senators absent or not voting were: Fox, Mullin.

* *Explained vote.*

Question *Shall Mason's Rule 771 be suspended so the Senate may consider the report of the Committee of Conference?*

Date: April 27, 2012 **Daily Journal Page no.** 1308

Results: Yeas 21, Nays 2 [3/4th majority required to suspend rules (18), attained]

Those Senators who voted in the affirmative were: Ashe, Baruth, Benning, Carris, Cummings, Doyle, Flory, Fox, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Nitka, Pollina, Snelling, Starr, Westman, White.

Those Senators who voted in the negative were: Galbraith, Sears.

Those Senators absent or not voting were: Ayer, Brock, Campbell, Giard, Hartwell, Miller, Mullin.

Question *Shall the Senate accept and adopt the report of the Committee of Conference?*

Date: April 27, 2012 **Daily Journal Page no.** 1309

Results: Yeas 23, Nays 1

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Carris, Cummings, Doyle, Flory, Giard, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

The Senator who voted in the negative was: Galbraith.

Those Senators absent or not voting were: Brock, Campbell (presiding), Fox, Hartwell, Miller, Mullin.

Question *Shall the rules be suspended and the bill messaged to the House?*

Date: April 27, 2012 **Daily Journal Page no.** 1310

Results: Yeas 23, Nays 1 [3/4th majority required to suspend rules (18), attained]

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Benning, Carris, Cummings, Doyle, Flory, Giard, Illuzzi, Kitchel, Kittell, Lyons, MacDonald, Mazza, McCormack, Nitka, Pollina, Sears, Snelling, Starr, Westman, White.

The Senator who voted in the negative was: *Galbraith.

Those Senators absent or not voting were: Brock, Campbell (presiding), Fox, Hartwell, Miller, Mullin.

* *Explained vote.*

H. 794 An act relating to the management of search and rescue operations

Question *Shall the rules be suspended and the bill taken up for immediate consideration?*

Date: May 1, 2012 **Daily Journal Page no.** 1564

Results: Yeas 14, Nays 7 [3/4th majority required to suspend rules (16), not attained]

Those Senators who voted in the affirmative were: Ashe, Brock, Campbell, Carris, Flory, Galbraith, Giard, Hartwell, Illuzzi, Lyons, Mazza, Miller, Nitka, White.

Those Senators who voted in the negative were: Baruth, Benning, Doyle, Kittell, McCormack, Pollina, Starr.

Those Senators absent or not voting were: Ayer, Cummings, Fox, Kitchel, MacDonald, Mullin, Sears, Snelling, Westman.

Gubernatorial appointment of Beth Robinson of Ferrisburgh, as Associate Justice of the Vermont Supreme Court for a term of November 28, 2011, to March 31, 2017

Question *Shall the Senate confirm the appointment of Beth Robinson of Ferrisburgh, as Associate Justice of the Vermont Supreme Court for a term November 28, 2011, to March 31, 2017?*

Date: February 7, 2012 **Daily Journal Page no.** 107

Results: Yeas 26, Nays 0

Those Senators who voted in the affirmative were: Ashe, Ayer, Baruth, Campbell, Carris, Cummings, Doyle, Flory, Fox, Galbraith, Giard, Hartwell, Kitchel, Kittell, MacDonald, Mazza, McCormack, Miller, Mullin, Nitka, Pollina, Sears, Snelling, Westman, White.

Those Senators who voted in the negative were: None.

Those Senators absent or not voting were: Brock, Illuzzi, Lyons, Starr.